

**Minutes  
Regular Meeting  
of the  
Louisville Metro Air Pollution Control Board  
April 15, 2009**

The regular meeting of the Louisville Metro Air Pollution Control Board (Board) was called to order on April 15, 2009, at 10:11 a.m. in the Board Room of the Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky, by the Chairman, Dr. Robert Powell. Other Board members present were Dr. Nadir Al-Shami, Ms. Barbara Sexton Smith, Mr. Ronald Thomas, Ms. Bonnie Biemer, and Mr. Bill Jacob. A quorum was present.

The following Louisville Metro Air Pollution Control District (District) staff members were present: Lauren Anderson, Joseph Schweinhart, Cynthia Lee, Terri Phelps, Eva Addison, Larry Garrison, Steven Gravatte, Dee Lynch, Michelle Stites, Erin Vachon, Shane Corbin, Craig Butler, Narathip Chitradon, Karen Thorne, Shannon Clemons, and Monica Little. Also present were Assistant County Attorneys Stacy Fritze, Kathryn Hargraves, and County Attorney staff member Tammy Brown.

The following guests were present: Bradley Coyle, GE/LFI; Mike DeBusschere, KEC; Brad Dillon, GD&M; Chris Dolan, URS; Barbara Hall, Ford – Kentucky Truck Plant; Carl Hilton, West Jefferson County Community Task Force; Paul Howard, MACTEC; Frank Kennedy, KEC; Cheryl-Lynne Patrick, Frost Brown Todd; Sarah Scheetz, E.ON U.S.; Paige Mosser Theriac, Theriac Environmental Consultants, Inc.; Dan Weiss, Duke Energy; and Jana Zigrye, Rohm and Haas.

### **Approval of Minutes**

The minutes of the regular Board meeting held on March 18, 2009, were approved as written.

### **New Business**

#### **1. Agreed Board Order with Rohm and Haas Company**

Ms. Terri Phelps, Enforcement Manager, said the District recommended the adoption of the Agreed Board Order with Rohm and Haas Company.

**Motion:** Ms. Biemer moved to adopt the Agreed Board Order with Rohm and Haas as recommended by the District.

The motion passed unanimously.

### **Discussion**

There were several questions from Board members about the Rohm and Haas incident. Ms. Phelps answered many questions, and also stated that the District reviewed previous malfunction reports at Rohm and Haas and considered the railcar incident to be isolated. She said that Rohm and Haas submitted information to the District about the incident and also informed the District about new procedures they would implement to prevent a similar situation from occurring again.

## **A. KAIRE Presentation**

Matt Stull, Public Information Supervisor, presented a progress report on the Kentuckiana Air Education program (KAIRE). The report included information from the five counties the program serves, information regarding funding, and KAIRE initiatives. Ms. Anderson said the primary goal of KAIRE is to educate the public about ways to improve air quality and public health.

## **Committee Reports**

### **A. STAR Advisory Group**

Dr. Powell reported the STAR Advisory Group (SAG) met March 20, 2009, and discussed issues related to permits, monitoring, record keeping, reporting needs, emission limits, operational limits and flexibility, and options for limiting fugitive emissions. Dr. Powell said the next meeting is scheduled April 17, 2009, at 10:00 a.m., to complete the discussion on STAR related issues.

## **Staff Reports**

### **A. Director**

Ms. Anderson thanked Dr. Powell for his leadership with the STAR Advisory Group. Ms. Anderson said the STAR issues being addressed by SAG were initially identified by the STAR Implementation Advisory Group that met in 2006-07 and were included in the Advance Notice of Proposed Rulemaking. Ms. Anderson said the process of implementing STAR is ongoing and that a STAR advisory group can be reconvened should issues arise in the future.

Ms. Anderson reported on national issues that involved climate change, greenhouse gas emissions, and ozone and fine particulates. She said the District has taken steps to address climate change and greenhouse gases.

Ms. Anderson updated the Board regarding the Cinergy case. She said she received correspondence from Dan Weiss with Duke Energy about the company's progress in upgrading the Gallagher Plant. Baghouses were installed on each of the four units that reduced particulate matters by 90-95%, according to Cinergy's data. Ms. Anderson said the federal case against the company for past violations is scheduled to go to trial.

Ms. Anderson said Cynthia Lee and the Environmental Programs group were selected to work on stimulus funding projects for pre-existing and new projects for state and local government agencies. She said the Environmental Programs staff has developed expertise in grant writing.

## **B. Air Quality Data**

The air quality monitoring reports were submitted for filing. A copy of each report is attached to the original minutes.

### **C. Enforcement Status Reports**

The enforcement reports were submitted for filing. A copy is attached to the original minutes.

### **D. Excess Emission Report**

The March 2009 *Excess Emission Reports* were submitted for filing. A copy is attached to the original minutes.

### **E. Permit Application Reports**

The permit application reports were submitted for filing. A copy is attached to the original minutes.

### **F. Lawn Care for Cleaner Air Awards**

Ms. Anderson said the Lawn Care for Cleaner Air program continues to be successful and more residents are purchasing air friendly lawn equipment. Ms. Lee said the Lawn Care program used Courier-Journal advertising recently to promote the program.

The list of this month's *Lawn Care for Cleaner Air Award* recipients was submitted for filing. A copy is attached to the original minutes.

### **Next Meeting**

The next regular Board meeting is scheduled Wednesday, May 20, 2009, at 10:00 a.m.

### **Adjournment**

The meeting was adjourned at 10:43 a.m.

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Robert W. Powell, M.D.  
Chairman

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Joseph E. Schweinhart  
Secretary-Treasurer